

(b) A tribunal of this state exercising jurisdiction under this section shall apply the provisions of Sections 159.101 through 159.209 and 159.601 through 159.614 and the procedural and substantive law of this state to the proceeding for enforcement or modification. Sections 159.301 through 159.507 and 159.701 through 159.802 do not apply.

See. 159.614. **NOTICE TO ISSUING TRIBUNAL OF MODIFICATION.** Within 30 days after issuance of a modified child support order, the party obtaining the modification shall file a certified copy of the order with the issuing tribunal that had continuing, exclusive jurisdiction over the earlier order and in each tribunal in which the party knows the earlier order has been registered. A party who obtains the order and fails to file a certified copy is subject to appropriate sanctions by a tribunal in which the issue of failure to file arises. The failure to file does not affect the validity or enforceability of the modified order of the new tribunal having continuing, exclusive jurisdiction.

SECTION 19. This Act takes effect September 1, 1997, and applies only to an order, decree, or judgment entered on or after that date.

SECTION 20. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended.

Passed the Senate on March 13, 1997: Yeas 31, Nays 0; passed the House on May 20, 1997, by a non-record vote.

Approved June 11, 1997.

Effective September 1, 1997.

CHAPTER 608

S.B. No. 467

AN ACT

relating to prohibiting a peace officer or attorney representing the state from requiring that certain complainants submit to polygraph examinations.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Article 15.051, Code of Criminal Procedure, is amended to read as follows:

Art. 15.051. **REQUIRING POLYGRAPH EXAMINATION OF COMPLAINANT PROHIBITED.** (a) A peace officer or an attorney representing the state may not require a polygraph examination of a person who charges or seeks to charge in a complaint the commission of an offense under Section 21.11, 22.011, 22.021, or 25.02, Penal Code.

(b) If a peace officer or an attorney representing the state requests a polygraph examination of a person who charges or seeks to charge in a complaint the commission of an offense listed in Subsection (a), the officer or attorney must inform the complainant that the examination is not required and that a complaint may not be dismissed solely:

- (1) because a complainant did not take a polygraph examination; or
- (2) on the basis of the results of a polygraph examination taken by the complainant.

(c) A peace officer or an [An] attorney representing the state may not take a polygraph examination of a person who charges or seeks to charge the commission of an offense listed in Subsection (a) unless the officer or attorney provides the information in Subsection (b) to the person and the person signs a statement indicating the person understands the information.

(d) A complaint may not be dismissed solely:

- (1) because a complainant did not take a polygraph examination; or
- (2) on the basis of the results of a polygraph examination taken by the complainant.

SECTION 2. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be

suspended, and this rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

Passed the Senate on March 13, 1997: Yeas 31, Nays 0; passed the House on May 21, 1997, by a non-record vote.

Approved June 11, 1997.

Effective September 1, 1997, 90 days after date of adjournment.

CHAPTER 609

S.B. No. 531

AN ACT

relating to certain officers' duties for driver's license suspension.

Be it enacted by the Legislature of the State of Texas:

SECTION 1. Section 524.011, Transportation Code, is amended to read as follows:

Sec. 524.011. ~~[ARRESTING]~~ OFFICER'S DUTIES FOR DRIVER'S LICENSE SUSPENSION. (a) If a person arrested for an offense under Section 49.04, Penal Code, or an offense under Section 49.07 or 49.08 of that code involving the operation of a motor vehicle, submits to the taking of a specimen of breath or blood and an analysis of the specimen shows the person had an alcohol concentration of a level specified by Section 49.01(2)(B), Penal Code, a peace ~~[the arresting]~~ officer shall:

(1) serve or, if the analysis of the specimen is not returned to the arresting officer before the person is admitted to bail, released from custody, or committed to jail, attempt to serve notice of driver's license suspension by ~~[personally]~~ delivering the notice to the arrested person; and

(2) send to the department not later than the fifth business day after the date of the arrest:

(A) a copy of the driver's license suspension notice; and

(B) a sworn report of information relevant to the arrest.

(b) The report required under Subsection (a)(2)(B) must:

(1) identify the arrested person;

(2) state the arresting officer's grounds for believing the person committed the offense;

(3) give the analysis of the specimen; and

(4) include a copy of the criminal complaint filed in the case.

(c) A peace ~~[An arresting]~~ officer shall make the report on a form approved by the department and in the manner specified by the department.

(d) The department shall develop a form for the notice of driver's license suspension that shall be used by all state and local law enforcement agencies.

SECTION 2. This Act takes effect September 1, 1997.

SECTION 3. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended.

Passed the Senate on April 24, 1997: Yeas 29, Nays 0; passed the House on May 21, 1997, by a non-record vote.

Approved June 11, 1997.

Effective September 1, 1997.